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Deliver to: Corbett B. Coburn, USPTO Art Group: 3714  
Facsimile No.: (703) 872-9306 Date: January 27, 2005  
From: Jonathan S. Miller, Reg. No. 48,534  
Our Docket No.: 4346P001X4 Number of pages 11 including this sheet.  
Application No.: 10/757,164 Filing Date: 1/13/2004  
Docket Due Date(s): 2/2/2005 3/2/2005

Enclosed are the following documents:

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)**

*I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.*

  
Lillian E. Rodriguez 01/27/2005  
Date

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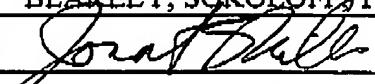
		Application No.	10/757,164
		Filing Date	January 13, 2004
		First Named Inventor	Elliot A. Gottfurcht
		Art Unit	3714
		Examiner Name	Corbett B. Coburn
Total Number of Pages in This Submission	11	Attorney Docket Number	4346P001X4

**ENCLOSURES (check all that apply)**

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	<div style="border: 1px solid black; padding: 5px; width: 150px; height: 50px; margin-top: 10px;">Facsimile Cover Sheet</div>
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> PTO/SB/08		
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
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<input type="checkbox"/> Declaration/POA		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

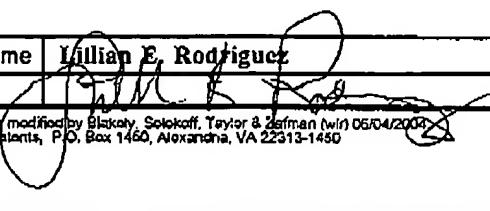
Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Jonathan S. Miller, Reg. No. 48,534 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	January 27, 2005

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Signature	
Date	January 27, 2005

Based on PTO/SB/21 (04-04) as modified by Blakely, Sokoloff, Taylor & Zafman (w/r) 06/04/2002  
SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460

<b>FEE TRANSMITTAL</b> <b>for FY 2005</b>		<i>Complete if Known</i>																																																																																																																																																																																	
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<table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th style="text-align: left;">Large Entity</th> <th style="text-align: left;">Small Entity</th> <th style="text-align: center;">Fee Description</th> <th style="text-align: center;">Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1051</td> <td style="text-align: center;">130</td> <td>2051</td> <td style="text-align: center;">65</td> <td>Surcharge - late filing fee or cash</td> <td></td> </tr> <tr> <td>1052</td> <td style="text-align: center;">50</td> <td>2052</td> <td style="text-align: center;">25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>2053</td> <td style="text-align: center;">130</td> <td>2053</td> <td style="text-align: center;">130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>1251</td> <td style="text-align: center;">120</td> <td>2251</td> <td style="text-align: center;">60</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252</td> <td style="text-align: center;">480</td> <td>2252</td> <td style="text-align: center;">225</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253</td> <td style="text-align: center;">1,020</td> <td>2253</td> <td style="text-align: center;">510</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1254</td> <td style="text-align: center;">1,980</td> <td>2254</td> <td style="text-align: center;">705</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255</td> <td style="text-align: center;">2,160</td> <td>2255</td> <td style="text-align: center;">1,080</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401</td> <td style="text-align: center;">500</td> <td>2401</td> <td style="text-align: center;">250</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402</td> <td style="text-align: center;">600</td> <td>2402</td> <td style="text-align: center;">250</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403</td> <td style="text-align: center;">1,000</td> <td>2403</td> <td style="text-align: center;">500</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>1451</td> <td style="text-align: center;">1,510</td> <td>2451</td> <td style="text-align: center;">1,510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>1450</td> <td style="text-align: center;">130</td> <td>2480</td> <td style="text-align: center;">130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>1807</td> <td style="text-align: center;">50</td> <td>1807</td> <td style="text-align: center;">50</td> <td>Proceeding fee under 37 CFR 1.17(c)</td> <td></td> </tr> <tr> <td>1808</td> <td style="text-align: center;">180</td> <td>1808</td> <td style="text-align: center;">180</td> <td>Submission of Information Disclosure Stmt</td> <td></td> </tr> <tr> <td>1809</td> <td style="text-align: center;">780</td> <td>1809</td> <td style="text-align: center;">330</td> <td>Filing a submission after final rejection (37 CFR § 1.129(b))</td> <td></td> </tr> <tr> <td>1810</td> <td style="text-align: center;">780</td> <td>2810</td> <td style="text-align: center;">386</td> <td>For each additional invention to be examined (37 CFR § 1.129(b))</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: center; border-top: none;">           Other fee (specify) _____         </td> </tr> <tr> <td colspan="4" style="text-align: center; border-top: none;">           SUBTOTAL (2)      <b>(\$)</b>      <b>(5)</b> </td> </tr> </tbody> </table>				Large Entity	Small Entity	Fee Description	Fee Paid	1051	130	2051	65	Surcharge - late filing fee or cash		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		2053	130	2053	130	Non-English specification		1251	120	2251	60	Extension for reply within first month		1252	480	2252	225	Extension for reply within second month		1253	1,020	2253	510	Extension for reply within third month		1254	1,980	2254	705	Extension for reply within fourth month		1255	2,160	2255	1,080	Extension for reply within fifth month		1401	500	2401	250	Notice of Appeal		1402	600	2402	250	Filing a brief in support of an appeal		1403	1,000	2403	500	Request for oral hearing		1451	1,510	2451	1,510	Petition to institute a public use proceeding		1450	130	2480	130	Petitions to the Commissioner		1807	50	1807	50	Proceeding fee under 37 CFR 1.17(c)		1808	180	1808	180	Submission of Information Disclosure Stmt		1809	780	1809	330	Filing a submission after final rejection (37 CFR § 1.129(b))		1810	780	2810	386	For each additional invention to be examined (37 CFR § 1.129(b))		Other fee (specify) _____				SUBTOTAL (2) <b>(\$)</b> <b>(5)</b>																																																																	
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<b>SUBMITTED BY</b>		<i>Complete (if applicable)</i>	
Name (Print/Type)	<u>Jonathan S. Miller</u>	Registration No. (Attorney/Agent)	<u>48,534</u>
Signature	<u>Jonathan S. Miller</u>		
	Telephone	(310) 207-3800	
	Date	01/27/05	

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

# FEET TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$ 0.00)

## Complete if Known

Application Number	10/757,164
Filing Date	January 13, 2004
First Named Inventor	Elliot A. Gottfurcht
Examiner Name	Corbett B. Coburn
Art Unit	3714
Attorney Docket No.	4346P001X4

## METHOD OF PAYMENT (check all that apply)

Check  Credit card  Money Order  None  Other (please identify): \_\_\_\_\_

Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayment of fee(s)  Credit any overpayments

under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

## FEE CALCULATION

## 1. EXTRA CLAIM FEES

Total Claims	14	- 20*	= 0	x 25.00	= \$0.00
Independent Claims	3	- 3*	= 0	x 100.00	= \$0.00
Multiple Dependent					

## Large Entity

## Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	50	2202	25	Claims in excess of 20
1201	200	2201	100	Independent claims in excess of 3
1203	350	2203	150	Multiple Dependent claim, if not paid
1204	300	2204	150	Reissue independent claims over original patent
1205	300	2205	150	Reissue claims in excess of 20 and over original patent
SUBTOTAL (1)		(\$ 0.00)		

\*For number previously paid, if greater, For Reissue, see below

## 2. ADDITIONAL FEES

## Large Entity

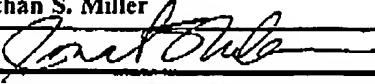
## Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1051	130	2051	65	Surcharge - late filing fee or cash
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
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1810	780	2910	395	For each additional invention to be examined (37 CFR § 1.129(b))
Other fee (specify)		SUBTOTAL (2)		(5)

## Fee Paid

## SUBMITTED BY

## Complete (if applicable)

Name (Print/Type)	Jonathan S. Miller	Registration No. (Attorney/Agent)	48,534	Telephone	(310) 207-3800
Signature				Date	01/27/05

Based on PTO/SB/17, (12-04) as modified by Blakely, Sokoloff, Taylor &amp; Zafman (wtr) 12/15/2004.

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JAN 27 2005

PATENT  
Attorney's Docket No. 4346P001X4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Elliot A. Gottfurcht )  
Serial No. 10/757,164 )  
Filed: January 13, 2004 )  
For: Method and Apparatus for )  
Playing Video and Casino Games )  
with a Television Remote Control )

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION

In response to the Final Office Action mailed December 2, 2004, in connection with the above referenced patent application, Applicants respectfully request entry of the following amendments and request reconsideration in view of the following remarks.